

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17001 of 2022

Arising Out of PS. Case No.-68 Year-2003 Thana- DURAULI District- Siwan

Vimal Rai, S/o Ram Sarikhan Rai R/o village- Amarpur, P.S.- Darauli,
District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Dwivedi

For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 18-07-2022 Heard learned counsel for the parties.

Let the defect(s) be removed within four weeks of the
complete start of the physical Court in normal course.

The petitioner is in judicial custody in connection
with Sessions Trial No.246 of 2020 arising out of Darauli P.S.
Case No.68 of 2003 instituted under Section 307/120(B) of the
Indian Penal Code and Section 27 of Arms Act.

Prosecution story in short is that the informant alleged
that his younger sister was sitting on the terrace of the house
when this petitioner entered his house and opened fire on his
sister causing injury on his jaws. He further alleged that a month
ago his maternal son was also kidnapped in which apprehended
accused Hannan Anshari had confessed the involvement of this
petitioner along with Jai Prakash Rai. The petitioner herein did
not wanted the lady to depose in the said case and that led to the



present occurrence.

Taking into account that the FIR was lodged in 2003 and the petitioner came into judicial net only on 13.11.2020 (as stated in para-5 of the bail application), this Court is not inclined to grant him privilege of bail. Prayer is accordingly rejected.

In view of the fact that the matter is of 2003 and the Trial commenced in 2020, the Trial court is directed to expedite the Trial and conclude the same preferably within a period of one year.

(Rajiv Roy, J)

Prakash Narayan /-

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